

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 1, 2002**

No Minutes for November 1, 2002.

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Court of Appeal
Fourth District, Division 2
Riverside, California

Minutes
November 4, 2002

**E032238 Richard B. et al. v. The Superior Court of the County
 of San Bernardino; Department of Children's Services**

Opinion

Dismissed in part and granted in part.

McKinster, J.

We concur: Ramirez, P.J., Gaut, J.

E029648 People v. Gregory Ybarra

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 5, 2002**

E030322 Thelma Rhoden v. William Orchard, III

Opinion

Judgment affirmed.

Ward, J.

We concur: McKinster, Acting P.J., Richli, J.

E031071 Timothy Hover v. Sandra A. Chapman et al.

Opinion

Judgment affirmed.

McKinster, Acting P.J.

We concur: Richli, J., Ward, J.

E029790 Paige Linn et al. v. Nancy Moffitt et al.

Opinion

Judgment reversed.

Ramirez, P.J.

We concur: Hollenhorst, J., Richli, J.

E030706 People v. Jack Lourenco

Opinion

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

**E031525 In re Donovan R. et al., Persons Coming Under the Juvenile Court
Law**

Department of Public Social Services v. Stephanie R.

Opinion

Judgment affirmed.

E032108 In re Stephanie R. on Habeas Corpus.

Petition denied.

Hollenhorst, J.

We concur: Ramirez, P.J., Ward, J.

**E031457 In re Carlos N., a Person Coming Under the Juvenile Court Law;
Department of Children's Services v. Gabriel H.**

Opinion

Judgment reversed.
Richli, J.
We concur: McKinster, Acting P.J., Gaut, J.

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E030557 Richard Golec, as trustee, etc. v. Judy Anne McGinley et al.

Judgment affirmed.

Opinion

Hollenhorst, Acting P.J.

We concur: Richli, J., Ward, J.

E030707 People v. Javier Enriquez

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Ward, J.

Court convened at 8:30am

Panel 1

Present:

Ramirez, P.J.

Ward, J.

Gaut, J.

Yolanda Burns, Deputy Clerk

E030708 People v. Raquel Moreno et al.

Merits. Cause called and Lance A. Cantos, Deputy District Attorney, argued for appellant; Patricia A. Andreoni, Esq., argued for respondent, Raquel Moreno and James R. McGrath, Esq. argued for respondent, Lorena Sanchez. Cause submitted.

Court recessed.

Court reconvened.

Panel 1a

Present:

Ramirez, P.J.

McKinster, J.

Richli, J.

Yolanda Burns, Deputy Clerk

E031213 DPSS v. Kimberly S.

Merits. Cause called and Konrad S. Lee, Esq., argued for appellant; Julie A. Koons, Deputy County Counsel, argued for respondent, Department of Public Social Services; Lori A. Fields, Esq., argued for respondent, minor. Cause submitted.

E031496 People v. Danny C.

Merits. Cause called and Michael J. Kennedy, Esq., argued for appellant; Rhonda Cartwright-Ladendorf, Deputy Attorney General, argued for respondent. Cause submitted.

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E030687 People v. Valente M. Sanchez

Merits. Cause called and Carmela F. Simoncini, Esq., argued for appellant; Rhonda Cartwright-Ladendorf, Deputy Attorney General argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1b

Present:

Ramirez, P.J.

McKinster, J.

Ward, J.

Yolanda Burns, Deputy Clerk

E028759 People v. James K. Puszert

Merits. Cause called and Robert E. Boyce, Esq., argued for appellant; Raquel Gonzalez, Deputy Attorney General, argued for respondent. Cause submitted.

E030834 Linda Beck v. Richard Beck

Merits. Cause called and Linda Beck argued as appellant in pro per; John M. Siciliano, Esq., argued for respondent. Cause submitted.

E030281 Dept of Fair Employment and Housing v. Warren Gaylord et al.

Merits. Cause called and Joseph H. Duff, Esq., argued for appellant. Cause submitted.

E030462 Pro-Cast Products, Inc. v. Hartford Fire Insurance Company

Merits. Cause called and Jonathan J. Dunn, Esq., argued for appellant; Lawrence G. Kepiro, Esq., argued for respondent. Cause submitted.

Court recessed.

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Court reconvened at 1:30pm

Panel 2

Present:

Richli, Acting P.J.

Ward, J.

Gaut, J.

Ann Dee Smith, Deputy Clerk

E031106 DCS v. Teresa B.

Merits. Cause called and Katherine E. Harvey-Lee, Esq., argued for appellant; Jamila Bayati, Deputy County Counsel, argued for respondent, Department of Children's Services; Konrad S. Lee, Esq., argued for respondents, minors. Cause submitted.

E031557 DCS v. Ann R. et al.

Merits. Cause called and Suzanne Evans, argued for appellant, Albert T.; Julie Braden, Esq., argued for appellant, Ann R.; Ramona Verduzco, Deputy County Counsel, argued for respondent, Department of Children's Services; Konrad S. Lee, Esq., argued for respondent, minor. Cause submitted.

E029958 People v. Brian L. Christman

Merits. Cause called and Carmela Simoncini, Esq., argued for appellant; Kevin R. Vienna, Deputy Attorney General, argued for respondent. Cause submitted.

E031208 DCS V. Robert J. et al.

Merits. Cause called and Konrad S. Lee, Esq., argued for appellant, Robert J.; Lori A. Fields, Esq., argued for appellant, Lorena J.; Jamila Bayati, Deputy County Counsel, argued for respondent, Department of Children's Services; Melissa A. Chaitin, Esq., argued for respondent, minor. Cause submitted.

Court recessed.

Court reconvened.

Panel 2a
Present:
McKinster, Acting P.J.
Richli, J.
Gaut, J.
Ann Dee Smith, Deputy Clerk

E028183 Kofi Obeng-Amponsah v. Claude Driskill

Merits. Cause called and Kofi Obeng-Amponsah, argued as appellant in pro per; David J. Dow, Esq., argued for respondents. Cause submitted.

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E030544 Ruben R. Layvas et al. v. Richard R. Solano etc.

Merits. Cause called and William J. Freed, Esq., argued for appellants; Alexandra S. Ward, Esq., argued for respondent. Cause submitted.

Court adjourned.

**E031699 In re Martina M., a Person Coming Under the Juvenile Court Law
The**

People v. Martina M.

Opinion

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 6, 2002**

**E031486 In re Jimmie C., a Person Coming Under the Juvenile Court Law.
 DPSS v. Rebecca C. et al.**

Opinion

Judgment affirmed.

McKinster, Acting P.J.

We concur: Richli, J., Gaut, J.

E029829 People v. Charles Deaon Redeaux

Opinion

Judgment affirmed with directions.

Ward, J.

We concur: Ramirez, P.J., Hollenhorst, J.

E029269 City of Yucaipa v. A. Merle Sessions et al.

Opinion

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

E031569 Arthur Svendsen et al. v. County of Riverside

Opinion

Judgment affirmed as modified.

McKinster, Acting P.J.

We concur: Richli, J., Ward, J.

E028759 People v. James K. Puszert

Opinion

Convictions affirmed; remanded for resentencing .

Ramirez, P.J.

We concur: McKinster, J., Ward, J.

**E031496 In re Danny C., a Person Coming Under the Juvenile Court Law.
 People v. Danny C.**

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

E030531 People v. George Lee Bailey

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Ward, J.

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E030650 Darrell Hess v. SB Prof Firefighters' Union Local #891

Opinion

Judgment Reversed.

Hollenhorst, Acting P.J.

We concur: Richli, J., Ward, J.

E030910 S.C.A.C.D., Inc. v. Frank T. Harrison

Opinion

Judgment affirmed.

Gaut, J.

We concur: Ramirez, P.J., Hollenhorst, J.

E030820* Donald Imbler v. Pacificare of California et al.

Opinion

Judgment affirmed.

Ward, J.

We concur: McKinster, Acting P.J., Richli, J.

*Certified for Publication.

E030196 People v. Ronald J. Leslie II

Opinion

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

**E031646 In re Michael G., A Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Amber L.**

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

E029337 People v. Clifford Charles Chantrey

Opinion

Judgment affirmed with directions.

Gaut, J.

We concur: Ramirez, P.J., Ward, J.

E028807 Talal Muhtaseb et al. v. Randall Haskin

Opinion

Judgment reversed with directions.

McKinster, Acting P.J.

We concur: Ward, J., Gaut, J.

E031427 Michael Garcia et al. v. San Antonio Community Hospital et al.

Judgment affirmed as San Antonio Community Hospital;

Opinion

reversed as to C. David Huang and C. David Huang, M. D., Inc..

McKinster, Acting P.J.

We concur: Richli, J., Ward, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 7, 2002**

**E031706 In re Joshua S., a Person Coming Under the Juvenile Court Law;
 Department of Children's Services v. Sandra I.**

Opinion

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

**E031557 In re Sabrina T., a Person Coming Under the Juvenile Court Law;
 Department of Children's Services v. Ann R. et al.**

Opinion

Judgment reversed and remanded with directions.

Ward, J.

We concur: Richli, Acting P.J., Gaut, J.

**E031213* In re Athena P., a Person Coming Under the Juvenile Court Law.
 Department of Public Social Services v. Kimberly S.**

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

*CERTIFIED FOR PARTIAL PUBLICATION

E030462 Pro-Cast Products, Inc. v. Hartford Fire Insurance Company

Opinion

Judgment Reversed.

Ward, J.

We concur: Ramirez, P.J., McKinster, J.

**E031106 In re Christopher G. et al., Persons Coming Under the Juvenile Court
Law.**

Department of Children's Services v. Teresa B.

Opinion

Judgment affirmed.

Ward, J.

We concur: Richli, Acting P.J., Gaut, J.

E030708 People v. Raquel Moreno et al.

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

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**E030868 In re Dean B., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Betty W. et al.**

Opinion

Appeal dismissed.

Ward, J.

We concur: Ramirez, P.J., Hollenhorst, J.

E030408* People v. Jeffrey S. Richards

Opinion

E030480* People v. David M. Vogelfanger

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

*Consolidated.

E030278* People v. Victor M. Hoard

Opinion

Judgment affirmed in part; reversed in part.

Gaut, J.

I concur: Ward, J.

I concur and I dissent: Ramirez, P.J.

*Certified for Publication

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 8, 2002**

E030544 Ruben R. Layvas et al. v. Richard R. Solano, etc.

Opinion

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

E030345 People v. Bart G. McIntosh

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

E030050 People v. Michael O'Neill

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, J., Ward, J.

E031890 In re Dean L. Muse on Habeas Corpus

Opinion

Petition granted in part and denied in part.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E030281 Department of Fair Employment and Housing v. Warren Gaylord et

al. Judgment affirmed.

Opinion

Ward, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 11, 2002**

Holiday.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 12, 2002**

E032375 Bobbi C. v. The Superior Court of the County of San Bernardino;

Department of Children's Services

Opinion

Petition denied.

Ward, J.

We concur: Richli, Acting P.J., Gaut, J.

**E031208 In re Jason J., a Person Coming Under the Juvenile Court Law.
Department of Public Social Services v. Robert J. et al.**

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

E030048 People v. Marc C. Merolillo

Opinion

Judgment affirmed in part; reversed in part with directions.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

E029899 People v. Norman C. Morrow

Opinion

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E032444 Kristi H. v. Superior Court of the County of Riverside; Department of
Public**

Social Services

Opinion

Petition denied..

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

E029904 People v. Darrell L. Smith, Jr.

Opinion

Judgment Reversed and remanded with directions.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 13, 2002
Special Setting**

Court convened at 9:00am

Panel 3

Present:

Hollenhorst, Acting P.J.

McKinster, J.

Ward, J.

Ann Dee Smith, Deputy Clerk

E032003 People v. Riverside County Superior Court; Gregory Todd

Merits. Cause called and Elise J. Farrell, Deputy District Attorney, argued for petitioner; Richard V. Myers, Deputy Public Defender, argued for real party in interest. Cause submitted.

Court recessed.

Court reconvened.

Panel 3a

Present:

McKinster, Acting P.J.

Ward, J.

Gaut, J.

Ann Dee Smith, Deputy Clerk

E030299 El Dorado Palm Springs, LTD v. County of Riverside et al.

Merits. Cause called and Thomas W. Casparian, Esq., argued for appellant; Carol Nunes-Fong, Deputy County Counsel, argued for respondents; Brian D. Wesley, Deputy Attorney General, argued for Amicus Curie, California State Board of Equalization. Cause submitted.

Court adjourned.

E028183 Kofi Obeng-Amponsah v. Rohr, Inc. et al.

Opinion

Judgment affirmed in part and reversed in part with directions.

McKinster, Acting P.J.

We concur: Richli, J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 14, 2002**

E030349 People v. James M. Ferris

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Hollenhorst, J.

E030304 People v. Gerardo Mata

Opinion

Judgment affirmed with directions.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

**E031857 In re Dakota T., a Person Coming Under the Juvenile Court Law;
Department of Public Social Services v. Donna T.**

Opinion

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 15, 2002**

No Minutes for November 15, 2002.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 18, 2002**

No Minutes for November 18, 2002.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 19, 2002**

E031190 People v. Bruce Casey

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

E029534 People v. Anthony L. Caldwell

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

E032453 Lucinda H. v. Superior Court; Department of

Opinion

Children's Services

Petition denied.

Gaut, J.

We concur: Ramirez, P.J., McKinster, J.

E030967 People v. Kevin Hawkins

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

E030638* People v. Patricia Ann Murillo

Modification of

Opinion

No change in judgment.

Petition for rehearing denied.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

*Certified for Publication.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 20, 2002**

E031952 People v. Robert Hannah

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

E031470 People v. Mario G. Posadas

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

E031494 People v. Raul Rodriguez

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

E031334 People v. Ronald Robert Koury

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

E031294 People v. Jerry Alfonso Mathis

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

E030885 People v. Jose Ramon Juarez

Opinion

Judgment affirmed in part, reversed in part, and remanded.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

E031917 People v. Kenneth Berry

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 21, 2002**

**E031020 In re Ashley B., A Person Coming Under the Juvenile Court Law
Department of Public Social Services v. Kirk B.**

Opinion

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E030621 People v. Lawrence B. Benassi

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Ward, J.

**E031444 In re Shawn G., a Person Coming Under the Juvenile Court Law
People v. Shawn G.**

Opinion

Judgment reversed and remanded with directions.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E030258 People v. Carsene Cortez O'Neal

Opinion

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E031588 Carl Ross v. Jeff Stone

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Ward, J.

E031585 People v. Kelly Joanne Nikolaus

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

E032007 In re Samantha H. et al., Persons Coming Under the Juvenile Court Law;

Department of Children's Services v. SharlyneH. et al.

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 22, 2002**

**E030834 In re the Marriage of Richard and Linda Beck
Richard Beck v. Linda Beck**

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Ward, J.

E030200 People v. Paul Cortez

Opinion

Judgment affirmed.

Ward, J.

We concur: Richli, Acting P.J., Gaut, J.

E030919 People v. Miguel G. Campos

Opinion

Judgment affirmed.

Ward, J.

We concur: Richli, Acting P.J., Gaut, J.

E030638* People v. Patricia Ann Murillo

Modification of

Opinion

No change in judgment.

Hollenhorst, Acting P.J.

I concur: McKinster, J.

*Certified for Publication.

E031572 People v. Jason Lee Livingston

Opinion

Judgment affirmed in part, reversed in part with directions.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E030802 People v. Rodney Keith Wilson et al.

Opinion

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

**E031602 In re Justin B., a Person Coming Under the Juvenile Court Law
People v. Justin B.**

Opinion

Judgment affirmed as modified.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 25, 2002**

E030438 People v. Nikia Lee Alvarez

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 26, 2002**

E031466 People v. Roy Flores, Jr.

Opinion

Judgment affirmed with directions.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E029085 People v. Theodoras P. Furden

Opinion

Judgment reversed.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

**E031375 In re the Marriage of Jennifer and Mark D. Harnetiaux
Jennifer Harnetiaux v. Mark D. Harnetiaux**

Opinion

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

E032190 Arrowhead Financial Group, Inc. et al. v. Matthew Welty

et al.

Opinion

Judgment Reversed.

Gaut, J.

We concur: McKinster, Acting P.J., Richli, J.

E030349 People v. James Murrell Ferris

Appellant's petition for rehearing is denied.

**E032381 In re Anitra V. et al., Persons Coming Under the Juvenile Court Law
Nicole W. et al. v. Superior Court; Department of Children's
Services**

Opinion

Petitions denied.

Hollenhorst, Acting P.J.

We concur: McKinster, J., Gaut, J.

E031241 People v. Thomas Neal Purdy

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

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**E028922 In re Robert E., a Person Coming Under the Juvenile Court Law
People v. Robert E.**

Opinion

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E031782 People v. Michael Dwayne Ross

Opinion

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E031023 People v. Manuel Nogales Torres

Opinion

Judgment affirmed with directions.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

E032467 Aurelia C. v. Superior Court; Department of Children's Services

Petition denied.

Opinion

McKinster, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 27, 2002**

E030717 People v. Elizabeth Brown

Opinion

Judgment Reversed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

**E032465 Delfina C. V. Superior Court of the County of San Bernardino;
Department of Public Social Services**

Opinion

Petition Denied.

Ward, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

E030483 People v. Gerard Gutierrez et al.

Opinion

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

**E031902 In re James P., a Person Coming Under the Juvenile Court Law
Department of Public Social Services v. Donna B.**

Opinion

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

E029823* Harry Gibson et al. v. World Savings & Loan Association

Opinion

Judgment Reversed.

McKinster, Acting P.J.

We concur: Ward, J., Gaut, J.

*Certified for partial publication.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 28, 2002**

Holiday.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
November 29, 2002**

Holiday.